

The Minutes of a Regular Meeting of the
City Council
Austin Tex Aug. 7. 1893
Hon John McDonald, Mayor, presiding

Roll. call. Present=16

Alderman - Anderson. Asman. Fischer,
Glass. Hancock. Hume. Jackson. Ketchum,
Kitschke. Powell. Raymond. Schneider. Shelley,
Taylor. Townsend. Warmoth.

Absent - 6.

Alderman. Dawson. Linn. Miller. North. Blatt.
Schuber.

The minutes of the meeting of the city council
which was held on the 17th day of July 1893
were adopted as printed

Motion to relieve
city clerk
carried

Alderman Schuber
Entered Council

Set of S. Schoolher
to reduce assessment

Referred to Committee on
Claims and Acc'ts

Set of R. Lawrence
to remove Hydrant

Granted. A Marshal
ordered to remove
same

Set of Hallermann & Pogue
to remodel stables

referred to fire comm.

Set of T. Davis
to have time
extended

Alderman Taylor moved that Mr. Neil McEachin
be requested to relieve the City Clerk from attendance on
the Council to enable him to prepare the approved
Accounts ordinance. And the motion prevailed and
was complied with

Alderman Schuber entered the Council and answered
to his name

Petitions, etc

A petition from L. Schoolher asking the City Council
to reduce the assessment on his stock of goods for the
year 1892. from \$25,000 to \$20,000 the board of appraisers
having increased the valuation of his stock of goods
\$5,000 which he claims is unjust

Referred to the committee on claims and accounts

A petition was received from Randolph Lawrence
requesting the Council to cause the removal of the water
hydrant on Sixteenth street near Lavaca street, the same
being an obstruction and causing a nuisance.

The petition was granted and the marshal
instructed to notify the proper persons to remove the hydrant.

By Alderman Glass.

A petition from W. B. Hallermann and J. L. Pogue
for permission to remove their stables situated on the
corner of First Street and Congress Avenue.

It was referred to the board of fire commissioners

By Alderman Raymond, A petition from M. Davis
requesting the Council to grant him further time in
which to pay his city taxes, he having met with
misfortune in the way of fires.

It was referred to the Committee on claims and
accounts

Claim of W.H. Tobin
for damages by
smallpox camp
referred to Com.
on Claims & to
Alderman Miller
Entered council

By Alderman Anderson - claim of W.H. Tobin for \$400
damages on account of smallpox camp established by
the City of Austin on his land. Lot 67. and the burial
of the remains of the persons who died with the disease
in the street in front of said land during April 1891.
It was referred to Committee on claims and accounts.

Proposal of Austin
Water L. & P. Co

Alderman Miller entered the council and answered to his name

Alderman Anderson presented the following

Office of Austin Water Light and Power Co

Austin Aug 7. 1893

L.C. Anderson Esq. Chairman of the water and light committee
of the city council

Dear sir. I submit to the city council
through your Committee the following proposition to
furnish the city with water for six months ending
Dec 31, 1893.

First. For fire protection (170 hydrants) \$6000

Second - For flushing gutters on Congress Avenue and Sixth
street, the city cemetery, city hall, fire department buildings,
public school buildings and 15 public watering troughs
for the full amounts of the City ad valorem taxes assessed
against this company for 1893

This I find is in substance the contract the water company
had with the City in 1892 except that whatever special taxes
may be assessed are not excluded from payment by the Company.

This proposition is not to be construed as in any way
affecting the liability of the City to pay the water company the
balance claimed to be due on account prior to July 1, 1893

Yours respectfully,

Joseph Spence

Receiver

CPB, Please present this to the Council meeting tonight
Referred to the water and light committee and
city engineer.

Reports of City Officers

By the city engineer -

A report which states: "I have
to report to your honorable body that one of the
main strings in the bridge over Bouldin's Creek
on the Bastrop road is badly decayed and therefore
dangerous to travel and I await orders from you
to repair the same will cost about \$60,"
The city engineer was instructed to repair the bridge.

By the Assessor and Collector -

To the Hon. Mayor and Board of Aldermen of the
City of Austin

Gentlemen - It is my duty held
Aug 6, 1893 at the Court house door of Travis County
to satisfy this large sum the personal property assessed
against the Capital Gas Light Company for the year 1891

Report of City Eng
on Bouldin Crk
Bridge

To repair

Capital Gas Light Co

I bid in for the city of Austin (there being no other bidder) the bid personal property consisting of all the pipes, mains, machinery, implements manufacturer's tools, gas tank, etc for the sum of \$258.96 tax and \$5.00 costs, Total \$264.46.

Respectfully submitted

Fred Stegling, Collector

It was referred to the Committee on finance

Reports of City officers for the month of July, 1893
By the City Treasurer-

Balances on hand

Account of General fund \$17,249.74

Account of interest on bond issued prior to May 1, 1890 1,039.50

Account of water and light general fund 413.00

Account of water and light interest fund 13,488.21

Account of water and light sinking fund 15,000.00

Referred to the Committee on finance

By the City Clerk-

A statement of warrants issued against the general fund - Amount issued \$18,560.64

It was referred to the Committee on finance

By the City Clerk-

A statement of warrants issued against the water and light fund.

Amount issued \$86,284.70

It was referred to the Committee on finance

By the City Assessor and Collector-

Collections

Account of general revenue \$17,243.67

Account of water works interest

and sinking fund 7,590.56

Account interest on bonds issued

prior to May 1, 1890 1,226.52

Account of lease on Dam Run Road 1,250.00

Account of School tax 4,228.40

Total \$26,537.99

It was referred to the Committee on finance

By the City Physician -

Number of patients in hospital July 1. 13

Number of patients admitted to hospital during July 22

Number of patients discharged from hospital during July 14

Number of deaths 3

Number of patients remaining in hospital August 1 14

Number of visits made to patients during July 98

Number of prescriptions written for paupers during July 178
No contagious or infectious disease have been reported
during the month of July.

Referred to Com. It was referred to committee on hospital

Report of City Marshal By the City Marshal -

Total amount of fines assessed in the recorder's court	\$ 543.00
Collected in cash	174.00
Written out	123.50
Appealed	160.00
Carried forward	85.50
	\$ 543.00

Back fines collected	\$ 73.50
Found fees collected	38.75
Arrests made	83

Referred to Com.
Report of City-Sexton

It was read and referred to the committee on police

By the City-Sexton -

Total number of deaths	26
(One brought here for interment)	
White	22
Colored	4
Mexican	1
Male	15
Female	12

Referred to Com.

referred to the Committee on cemetery

Report of Eng. Lown

referred to Com. The report of Engineer Lown for the month of July 1893 was referred to the committee on water and light -

Alderman Lown entered the Council and answered to his name.

Reports of Committees

Report of Committee

Alderman Blume for a majority of the Committee on Streets and Alleys to whom was referred an ordinance appropriating \$1000 for the purpose of constructing a brick or stone culvert over Waller Creek on East Fourteenth Street presented a report thereon which stated "that such bridge as the one contemplated by said ordinance is not now necessary to the public convenience there being bridges across said creek on East Fifteenth, Sixteenth, Eighteenth, and Nineteenth streets and footbridge on Seventeenth street amply sufficient for all public demands at this time, and furthermore the financial condition of the city at this time will not permit of such an expenditure."

Therefore recommend that said ordinance do not pass
The Report was adopted.

Alderman Blume for the Committee on streets and alleys to whom was referred a resolution instructing the City engineer to at once fence West Avenue between Eighth and Twelfth streets in passable condition. Submitted a report thereon recommending the passage of the same and the report was adopted

advised

July 11, 1893

1.1.1.1

Pet of Hume Bros Alderman Shelley for the committee on claims and
to be relieved of taxes

Accounts to whom was referred the petition of Messrs. Hume
Bros asking to be relieved from the payment of taxes on
an item of \$14000 in credits erroneously assessed in their
name for the year 1892 submitted a report thereon which
states: "That upon investigation they find Messrs Hume
Bros were not the owners of said Credits on the 1st day
of January 1892 they having transferred such as were
not paid off to parties non residents of the City.

While section 40, page 10 of the city charter provides the
manner of appeal from the action of the board of equalization
in the opinion of your committee the provisions of said
section apply only to values as fixed by the board and not
to items added to assessments. It is presumed that a
rendition made under oath as required by ordinance
contains a full list of all the property subject to taxation
held or owned by the party rendering and with the
rendition only the board of equalization is authorized to deal.

It is not believed by your committee that the board
of equalization has authority to make changes in renditions
except as to value and we respectfully submit that it
was not contemplated that they should encumber the tax
rolls with property not subject to taxation and force
a taxpayer to seek relief through the courts from the
payments of taxes on property in which he has no interest.

We therefore recommend that the petition be granted
and the collector instructed to strike said item of \$14000
in credits from his tax roll

The report was adopted

Alderman Dawson entered the Council and answered to
his name

Alderman Ketchum for the special committee
to whom was referred the question of widening the Dyke
on the South side of the river from the Baldwin bridge
embankment to the foot of the Colorado bridge and to
confer with the County Commissioners of Travis County with
reference to a joint movement to accomplish the same offered
a report as follows:

We have conferred with the
County Commissioners Court and have obtained from
them an agreement to assist the City provided the work
shall not occupy more than 30 days from date of commence-
ment and provided the City shall put a force there on
equal in every respect to that furnished by the County.
We have had considerable difficulty in obtaining the
consent of this court to the undertaking especially as the
owners of the land from which most of the soil must be taken
demanded a considerable sum of money. The County is willing to
stand its share of the amount demanded by Mr Jeff Johnson
executor of the estate of Dr L. B. Johnson, deceased to wit \$400
and in view of the fact that it will cost much more
than this sum to condemn the land your committee
advise that the sum of \$200 be appropriated in
connection with a like sum from the County to be

adopted

Rept of Special Committee
to widen Dyke on
South side of River

paid to the said Jeff Johnson executor, for the material to be used in widening said road, and that a force sufficient to equal the County force be placed on said road at once to accomplish the work.

Your Committee are of the opinion that in view of the fact that the County will concentrate on this work their entire force thereby enabling them with their fifteen teams together with their force of rock men and County convicts to undertake this work at the smallest possible expense that it would be best to let the work be performed by said County outfit, the City's liabilities being limited to a certain specified sum say \$800. In other words your Committee recommend that the City appropriate the sum of \$800 or as much thereof as may be necessary for its proportionate share of the work to be done under the supervision of the County forces including the purchase of the necessary materials to complete the work. We consider that the occasion is opportune and that delay is dangerous if County aid is expected. Alderman Linn moved that action on the report be indefinitely postponed and the motion prevailed by the following vote: Yeas 13

Aldermen Blomquist, Shum Linn, Nitochke, Powell, Schneider, Schuber, Shelley, Taylor, Townsend, Warmoth.

Nays 9

Anderson, Casman, Dawson, Fisher, Glass, Jackson, Wetmore Miller, Raymond.

Motion to postpone
Carried

Rept of board of
Public works

A Report was received from the board of public works to whom was referred the petition of J. J. White for damage to his growing crop alleged to have been caused by the filling of the lake.

The report recommends that damages be not allowed. And it was adopted.

New Business

By Alderman Shelley. An ordinance to amend section 1 of an ordinance entitled, "An ordinance to create a board of equalization of taxes for the City of Austin and to prescribe the powers and duties thereof approved Aug 3 1891 and to add thereto section 2a.

It was read the first time after which Alderman Linn moved that action on the same be indefinitely postponed and the motion was lost by a vote of 4 to 16.

Alderman Taylor then moved to suspend the rules and place the ordinance on its second reading which was adopted by a vote of two thirds of the whole board of aldermen. Alderman Nitochke was excused. The ordinance was accordingly read after which Alderman Schuber moved to amend section 1 of the same by striking out "three" and inserting in lieu thereof "five" as the number of persons necessary to constitute the board.

Carried

The ordinance provides that any time within 60 days after the board has concluded its labors it may meet and correct any errors in assessments that may have been

discovered

A motion was made to suspend the rules and place the ordinance on its third reading which was adopted by a vote of two thirds of the whole board of Aldermen. It was read a third time and an motion passed by the following vote

Yea 11

Aldermen, Asmussen, Fischer, Glass, Hancock, Ketchum
Linn, Miller, Schubert, Shelley, Townsend, Warrnath.

Nay 8

Aldermen, Anderson, Dawson, Huns, Jackson, Powell,
Raymond, Schneider, Taylor

~~Alderman Nichols Alderman, Nichols entered the council and answered to entered council his name.~~

By Alderman, Shelley -

~~In Ordinance to regulate the sale of Spirits, wines, or malt liquors or medicated bitters, laying an occupation tax upon every person firm or association of persons selling such liquors, to define the time and manner of collecting such tax and fixing a penalty for a violation of same~~

~~It was read the first time after which motions were made to suspend the rules and place the same on its second and third readings and voted as now passed. each of which were adopted by the following vote~~

Yea 20

Aldermen, Anderson, Asmussen, Dawson, Fischer
Glass, Hancock, Huns, Jackson, Ketchum, Linn, Miller,
Nichols, Powell, Raymond, Schneider, Shelley, Taylor
Townsend, Warrnath,

~~The Mayor, announced that he had just approved the ordinance amending the ordinance creating a board of equalization. Whereupon alderman Anderson, moved that the council do Board of equalization now proceed to the election of a board of equalization of the city of Austin for the year 1893 and the motion was adopted. The chair then appointed, Alderman, Jackson, Dawson, and Shelley as tellers and announced that nominations were in order. Alderman, Schubert nominated J. L. Green. Alderman Ketchum nominated D. M. Wilson. Alderman, Anderson nominated R. C. Shelley. Alderman Raymond nominated R. Meyernier. Alderman Linn nominated G. M. Carlstrom. (Alderman Nichols nominated). 13. No yes. Nominations were then declared closed and a ballot was duly cast and counted and the result thereof was reported by the tellers as follows. J. L. Green received 16 votes. D. M. Wilson received 17 votes. R. C. Shelley received 14 votes. R. Raymond received 14 votes. G. M. Carlstrom received 16 votes. J. L. Green received 16 votes. Nichols received 16 votes.~~

Election of board of Equalization The Mayor then declared Messrs J. L. Moore, D. M. Anderson, R. C. Shelly, R. Meyerman, and C. H. Covington, duly elected members of the board of equalization of the city of Austin for the year 1893.

Cityatty granted leave of absence

Gas light & coal co proposal of Austin

Alderman Anderson moved that the City attorney be granted leave of absence for 30 days and the motion passed.

Alderman Anderson presented a proposal from the Austin Gas Light and Coal Company, which states that you gas street lamps to burn by what is known as the incandescent lamp will be furnished to the City for the sum of \$3.60 per lamp per month. This is to apply to points within 50 feet of gas main.

And further 20 gasoline street lamps to be erected at any point within the old city limits and to burn by main schedule will be supplied at the rate of \$3.60 per lamp per month.

The proposal was referred to the committee on water and light. By Alderman Linn -

An ordinance appropriating the sum of \$2,091.56 for the purpose of paying approved accounts. It was read the first time after which motions were made to suspend the rules and place the ordinance on its second and third readings and that it do now pass, each of which were adopted by the following vote:

Yea - 19
Aldermen - Anderson, Ossmann, Dawson, Fisher, Goss, Hancock, Hume, Jackson, Linn, Ketchum, Miller, Mischke, Powell, Raymond, Schubel, Shelley, Taylor, Townsend, Wannath,

Nay 0 - 1

Alderman Schneider.
The Council then adjourned.

Milton Mann,
City Clerk.

Adjourned